

Dkt. 68018/JPW/MVM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Ziv Sandalon et al.
Serial No.: 09/068,293 Examiner: W. Sandals
Filed : May 6, 1998 Group Art. Unit: 1636
For : IN VITRO CONSTRUCTION OF SV40 VIRUSES AND
PSEUDOVIRUSES

#24/G
Lita
1-6-03

1185 Avenue of the Americas
New York, New York 10036
December 16, 2002

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENT

Please amend the subject application as follows:

In the claims:

Please amend claims 1-2, 4-13, 16-18, 20, 22-35, 37, 41-43 and 47 under the provisions of 37 C.F.R. §1.121(c)(1) as follows. A version of the amended claims marked up to show the changes relative to the previous version thereof is attached hereto as Exhibit A.

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--1. (Five Times Amended) An infectious particle complex comprising semi purified or pure SV40 VP1 capsid protein or a mixture of SV40 VP1 capsid protein and at least one other SV40 capsid protein; and a purified recombinant nucleic acid constituent packaged therein, which nucleic acid constituent is selected from the group consisting of:

- (a) a purified exogenous DNA, or a purified exogenous DNA encoding an exogenous protein or peptide, or a purified exogenous DNA encoding RNA;